

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

| | | |
|--------------------------------|---|----------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | 8:23CR49 |
| |) | |
| vs. |) | |
| |) | |
| JOSE APOLINAR MIRANDA-ORNELAS, |) | ORDER |
| |) | |
| Defendant. |) | |

This matter is before the court on the Unopposed Motion to Continue Trial [40]. Counsel needs additional time to negotiate a resolution short of trial. For good cause shown,

IT IS ORDERED that the Unopposed Motion to Continue Trial [40] is granted, as follows:

1. The jury trial now set for July 31, 2023, is continued to **October 2, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and October 2, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED: July 7, 2023.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge